

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

John K. Goodrow,	:	
Plaintiff,	:	
v.	:	Civil Action No: 3:11-cv-00020-MHL
	:	(Consolidated)
Friedman & MacFadyen, P.A. and	:	
Johnie R. Muncy,	:	
Defendants.	:	

DEFENDANTS' MOTION TO STAY PLAINTIFFS' MOTION TO CONSOLIDATE

COME NOW the Defendants, by counsel, and move the Court to stay all briefing, oral arguments, and rulings on the Plaintiffs' Motion to Consolidate (Docket 66) until after resolution of the Defendants' Rule 12(b)(6) Motions to Dismiss, soon pending, in the matters of *Banks v. Friedman & MacFadyen, P.A. et al.*, No. 3:11cv614, and *Chatter v. Friedman & MacFadyen, P.A. et al.*, No. 3:11cv613, and until after resolution of the Plaintiffs' Motions to Amend and all oppositions thereto, soon pending, in the matters of *McBeth v. Friedman & MacFadyen, P.A. et al.*, No. 3:11cv479 (Docket 57); *Buel v. Friedman & MacFadyen, P.A. et al.*, No. 3:11cv716 (Docket 59); *Goodrow v. Friedman & MacFadyen, P.A. et al.*, No. 3:11cv00020 (Docket 61); and *Mbundure v. Friedman & MacFadyen, P.A. et al.*, No. 3:11cv489 (Docket 63), for the reasons set forth and the authorities cited in the accompanying memorandum.

The Defendants certify that they have in good faith conferred or attempted to confer with the Plaintiffs in an effort to resolve this dispute and narrow the areas of disagreement without court action, but Plaintiffs do not consent to the relief sought herein.

WHEREFORE, the Defendants respectfully request that the Court stay all briefing, arguments, and rulings on the Plaintiffs' Motion to Consolidate until after the resolution of the *Banks* and *Chatter* Rule 12(b)(6) Motions to Dismiss and the Motions for Leave to Amend in *McBeth*, *Buel*, *Goodrow*, and *Mbundure*; and for such other relief as the ends of justice may require.

DATED: October 9, 2012

Respectfully Submitted,

**FRIEDMAN & MACFADYEN, P.A.
JOHNIE MUNCY**

By Counsel

/s/

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CERTIFICATE OF SERVICE

I hereby certify that on this 9th day of October, 2012, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of electronic filing (NEF) to the following:

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